

FILED

JUN 28 2002

AT 8:30

WILLIAM T. WALSH

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FEDERAL BAR NO. RG-6618

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JUN 28 2002

AT 8:30 _____ M
WILLIAM T. WALSH, CLERK

Attorneys for Plaintiffs, THE PRUDENTIAL
INSURANCE COMPANY OF AMERICA, et al.

THE PRUDENTIAL INSURANCE
COMPANY OF AMERICA, et al.,

Plaintiffs,

vs.

UNITED STATES GYPSUM COMPANY, et
al.,

Defendants.

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

CIVIL ACTION NOS. 87-4227 (HAA)
87-4238 (HAA)

**NOTICE OF MOTION TO CERTIFY AS
FINAL JUDGMENTS UNDER RULE 54(b)
THE ORDERS WHICH DISPOSED OF
ALL CLAIMS AGAINST DEFENDANTS
U.S. GYPSUM AND U.S. MINERAL
PRODUCTS COMPANY**

TO: **Kell M. Damsgaard, Esq.**
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And All Other Counsel Of Record

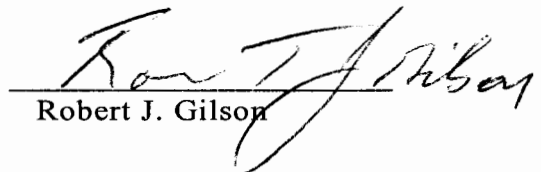
COUNSEL:

PLEASE TAKE NOTICE that on Monday, July 22, 2002, plaintiffs, The Prudential Insurance Company of America, et al., will move before the Honorable Harold A. Ackerman, U.S.J.D., at the United States Courthouse in Newark, New Jersey to certify as Final Judgments under Rule 54(b) the Orders granting summary judgment to defendants U.S. Gypsum and U.S. Mineral Products.

PLEASE TAKE FURTHER NOTICE that in support of that Motion, plaintiffs will rely on the accompanying brief, certification of plaintiffs' counsel, and all other pleadings and papers of record in this matter. Plaintiffs are also submitting proposed Final Judgments.

PLEASE TAKE FURTHER NOTICE that oral argument is requested if the Motion is opposed.

Riker, Danzig, Scherer, Hyland
& Perretti LLP

By: 
Robert J. Gilson

Co-Counsel:
Boies, Schiller & Flexner LLP

Attorneys for Plaintiffs
The Prudential Insurance
Company of America, et al.

Dated: June 27, 2002

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FEDERAL BAR NO. RG-6618

Attorneys for Plaintiffs, THE PRUDENTIAL
INSURANCE COMPANY OF AMERICA, et al.

THE PRUDENTIAL INSURANCE	:	UNITED STATES DISTRICT COURT
COMPANY OF AMERICA, <u>et al</u> ,	:	DISTRICT OF NEW JERSEY
	:	CIVIL ACTION
Plaintiffs,	:	
	:	NO. 87-4227 (HAA)
vs.	:	NO. 87-4238 (HAA)
	:	
UNITED STATES GYPSUM	:	Hon. Harold A. Ackerman
COMPANY, <u>et al</u> ,	:	
	:	CERTIFICATION OF SERVICE
Defendants.	:	
	:	

1. I hereby certify that on June 28, 2002, I caused an original and two copies of the following documents to be hand delivered to the Clerk of the U.S. District Court for the District of New Jersey and copies to be served on all counsel of record as indicated on the attached counsel list:

Notice of Motion

Plaintiffs' Brief In Support Of Their Motion To Certify As Final Judgments Under Rule 54(B) The Judgments Which Disposed Of All Claims Against Defendants U.S. Gypsum And U.S. Mineral Products Company;

Proposed Form Of Order Certifying As A Rule 54(B) Final Judgment This Court's July 13, 2001 Order Which Disposed Of All Claims Against Defendant United States Mineral Produce Company;

Proposed Form Of Order Certifying As A Rule 54(B) Final Judgment This Court's June 20, 2001 Order Which Disposed Of All Claims Against Defendant United States Gypsum Company; and

Certification of Counsel.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.


CRAIG T. MORAN, ESQ.

DATED: June 28, 2002

SERVICE LIST

The Prudential Insurance Company of America, et al.
v. United States Gypsum Company, et al.

(New Jersey District Civil Nos. 87 -04227 & 87- 04238)

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**U.S. MINERAL
PRODUCTS
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